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1 UNITED STATES DISTRICT COURT

2 EASTERN DISTRICT OF MISSOURI

3 EASTERN DIVISION

4

5 MANDY RICE, D.O.,

6 PLAINTIFF,

7

8 vs. No. 4 : 19 - CV - 3166 - SEP

9

10 ST. LOUIS UNIVERSITY,

11 CATHERINE M. WITTGEN, M.D.,

12 CARL A. FREEMAN, M.D., and

13 MICHAEL WILLIAMS, M.D.,

14 DEFENDANTS.

15

16 DEPOSITION OF MANDY RICE, D.O.

17 VOLUME V

18

19 TAKEN ON BEHALF OF DEFENDANT

20

21 JUNE 22, 2020

22

23 TINA M. STUMPF, RPR, CSR

24 MISSOURI CCR # 623

25

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1 A It's pretty specific that I called him in
2 a lawsuit for harassing me and retaliating against
3 me. And so --

4 Q So you believe it's the lawsuit that
5 caused him to be upset and not want to participate
6 in that surgery with you?

7 A One plus one equals two.

8 Q Okay. Um, let's take a look, if you
9 would, at paragraph J.

10 And by the way, by the time of that
11 incident that we looked at in I, you'd already been
12 told, um, you'd already been notified that you were
13 being non-renewed, correct?

14 A Yes. I was told --

15 Q Okay.

16 A -- I was fired on the 4th, I believe.

17 Q You were told you were non-renewed and you
18 were offered a six-month contract, correct?

19 A That's firing. We've discussed that
20 before.

21 MR. BOHM: Mandy, keep your voice up,
22 please.

23 A That's firing. We've discussed that
24 before.

25 Q Paragraph 3J. You essentially assert that

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1 the decision to transfer you to another service
2 while Dr. Montenegro was covering acute care in May
3 of 2018 was retaliatory, correct?

4 A Yes.

5 Q And why do you believe that's the case?

6 A I mean it's very obvious she doesn't want
7 to work with me. There is no other reason to remove
8 a chief off of their service for one week while one
9 person's there and then move them back again.

10 Q Anything else that leads you to believe
11 that it was retaliatory?

12 A The fact that she didn't want to work with
13 me.

14 Q In retaliation for what?

15 A For standing up for myself, and for
16 complaining against the harassment, and bullying,
17 and discrimination that I underwent.

18 Q And do you have any evidence that that's
19 the reason?

20 A Logic.

21 Q And, um, did you suffer any consequence as
22 a result of being moved off of that, um, service?

23 A Uh, so that was future. That was going to
24 happen.

25 Q Right.

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1 CERTIFICATE OF REPORTER

2 I, Tina M. Stumpf, Certified Court
3 Reporter and Registered Professional Reporter,
4 Notary Public within and for the State of
5 Missouri, do hereby certify that the witness
6 whose testimony appears in the foregoing
7 deposition was duly sworn by me; the testimony
8 of said witness was taken by me to the best of
9 my ability and thereafter reduced to
10 typewriting under my direction; that I am
11 neither counsel for, related to, nor employed
12 by any of the parties to the action in which
13 this deposition was taken, and further that I
14 am not a relative or employee of any attorney
15 or counsel employed by the parties thereto, nor
16 financially or otherwise interested in the
17 outcome of the action.

18
19 *Tina M. Stumpf*
20

21 Notary Public within and for
22 the State of Missouri
23 My commission expires March 28, 2022.
24
25